

Case 1:18-cv-00074 Document 24 Filed 09/25/19 Page 1 of 4 PageID #: 99

partial summary judgment is warranted on the issue of whether the Commission fully satisfied any and all administrative, jurisdictional or procedural prerequisites to suit, including the Commission's pre-suit conciliation requirements in this case in accordance with 42 U.S.C. § 2000e-5(b) and *Mach Mining, LLC v. EEOC*, 135 S.Ct. 1645 (2015).

The Commission believes an early ruling on this issue is in both parties' best interests. There is ample evidence to support a ruling for the Commission on this issue. Further, it appears in the best interest of the parties that the Court give the Commission the opportunity to present evidence prior to trial so that both parties can preserve financial and judicial resources, as the Commission's success on this issue will narrow the scope of the lawsuit.

Accordingly, for the reasons stated herein, the Commission respectfully requests that this Court grant its motion and allow the Commission leave to file its motion for partial summary judgment.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on September 25, 2019, a copy of the foregoing document was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt.

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